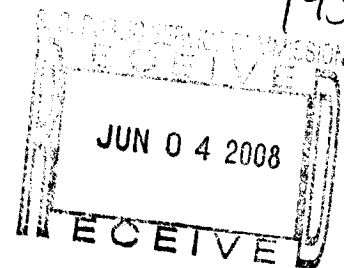


193268
SA
ORS

ALLEN AND EAKES
ATTORNEYS AT LAW
P.O. BOX 1405
ANDERSON, S. C. 29622



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RICHARD K. ALLEN, R*
JAMES S. EAKES*

THOMAS ALLEN (18E-1963)
RICHARD K. ALLEN (1921-1982)

* CERTIFIED CIVIL COURT MEDIATOR

June 3, 2008
CERTIFIED/RETURN RECEIPT REQUESTED

The Honorable Charles L.A. Terreni, Esquire
Chief Clerk/Administrator
Public Service Commission of South Carolina
Post Office Drawer 11649
Columbia, South Carolina 29211

RE: Application of JACABB Utilities, LLC for approval of
Contract with West Point, Inc. to serve Highpointe
Development (Docket Number: 2008-173-W)

Dear Mr. Terreni:

Please find enclosed for filing proof of publication of the required notice of filing and hearing in the above-referenced matter in a newspaper of general circulation in the affected areas. The proof of publication is in the form of a publisher's affidavit.

I have also enclosed for filing an affidavit verifying that the notice of filing and hearing was also mailed to the developer/customer on May 19, 2008. The developer/customer is Highpointe, LLC, c/o Tom Winkopp at 391 College Avenue, Suite 103, Clemson, South Carolina 29631. None of the units in the development to be served have been completed, and it is my understanding that there have been no closings on the units to be served or a transfer of ownership of any of the units. Basically, there are no customers other than the developer.

I would appreciate it if you date stamp the enclosed copy of this letter and return it to me in the self-addressed, stamped, envelope provided so that I will have proof of filing.

Thanking you in advance for your assistance, and if you need anything further, do not hesitate to contact me.

With best regards, I remain,

Sincerely yours,

ALLEN AND EAKES

James S. Eakes

CC: Shannon Boyer Hudson, Esquire
JACABB Utilities, LLC-Stephen R. Goldie

ALLEN AND EAKES

ATTORNEYS AT LAW

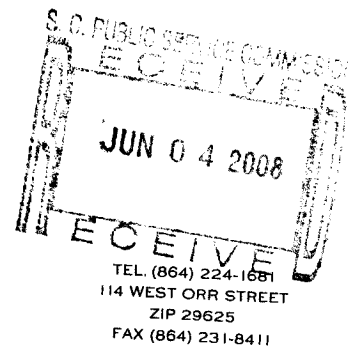
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JAMES S. EAKES*

THOMAS ALLEN (1881-1963)
RICHARD K. ALLEN (1921-1982)

* CERTIFIED CIVIL COURT MEDIATOR



June 3, 2008

Shannon Bowyer Hudson, Esquire
Office of Regulatory Staff
1441 Main Street, Suite 300
Columbia, South Carolina 29201

RE: Application of JACABB Utilities, LLC for approval of
Contract with West Point, Inc. to serve Highpointe
Development (Docket Number: 2008-173-W)

Dear Shannon:

Please find enclosed a copy of my transmittal letter and
copies of the proof of publication and affidavit of mailing in
the above-referenced case pending before the PCS. If you have
any questions, do not hesitate to contact me.

With best regards, I remain,

Sincerely yours,

ALLEN AND EAKES

A handwritten signature in dark ink, appearing to read "J S Eakes".

James S. Eakes

JSE/trm
Enclosure

CC: JACABB Utilities, LLC-Sтивен R. Goldie

PUBLISHER'S AFFIDAVIT

STATE OF SOUTH CAROLINA
COUNTY OF OCONEE,

IN RE: Public Notice of Filing and Hearing
Public Service Commission of South Carolina
Docket Number: 2008-173-W

BEFORE ME, the undersigned, a Notary Public for the State and County above named, this day, personally came Joni Weerheim, who, being first duly sworn, according to law, says that she is the Publisher of the Daily Journal and Daily Messenger, daily newspapers (Tuesday through Saturday), published at Seneca, in said County and State, distributed in **Oconee** and **Pickens** Counties and said Public Notice was inserted into the Daily Journal and Daily Messenger on May 17, 2008. The rate charged is not in excess of the regular rates charged private individuals for similar insertions.

SUBSCRIBED and sworn to before me

This 19th day of, May, A.D. 2008

(Signed) Joni Weerheim
Publisher

Glenn M. Winstead
Notary Public for South Carolina

My Commission expires: 10/29/08

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NO. 2008-173-W

[Faint, illegible text in the top right corner, possibly a stamp or handwritten notes.]

IN RE:

DOCKET NO. 2008-173-W)
Application of Jacabb Utilities, LLC to)
Establish Water Rates and for Approval of)
Agreement for Water Services with)
Pointe West, Inc. to serve Highpointe)
Development in Oconee County)
_____)

AFFIDAVIT OF MAILING

This is to certify that I have caused to be mailed on the 17th day of May, 2008, via First Class Mail, to the affected Developer/Customer of the Applicant at the address supplied by the Developer, one copy of the attached Notice of Filing in the above-captioned matter.

Sheila J. Tinsley
Sheila J. Tinsley

Seneca, South Carolina
This 16th day of May 2008

PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

DOCKETING DEPARTMENT

NOTICE OF FILING AND HEARING

DOCKET NO. 2008-173-W

APPLICATION OF JACABB UTILITIES, LLC TO ESTABLISH WATER RATES AND FOR APPROVAL OF AGREEMENT FOR WATER SERVICES WITH POINTE WEST, INC. TO SERVE HIGHPOINTE DEVELOPMENT IN OCONEE COUNTY

Jacabb Utilities, LLC ("Applicant" or "Utility") has filed an Application with the Public Service Commission of South Carolina (the Commission) to request to establish water rates for Jacabb Utilities, LLC and for approval of an Agreement for water services with Pointe West, Inc. to serve Highpointe Development in Oconee County. The Application was filed pursuant to the provisions of 26 S.C. Code Ann. Regs. 103-700 et seq. (Supp.2007).

The Applicant is a public utility currently authorized to operate water and wastewater systems under the jurisdiction of the Commission in Oconee County, as well as certain other counties in this state. The Applicant does not have on file with the Commission approved rates and charges for water services.

Additionally, the Applicant seeks approval of an agreement entered into between the Applicant and Pointe West, Inc. dated March 26, 2008 ("Agreement"). According to the Application, the Utility will provide water service to the proposed development known as High Pointe Development pursuant to all of the terms, conditions, rates, and charges set forth in the proposed rate schedule. Pursuant to this Agreement, Applicant proposes to serve Highpointe Development which will consist of multi-family residences. The Agreement provides, among other things, that the Developer will construct all of the necessary water distribution facilities ("Facilities") required to serve the property, interconnect the facilities with the Utility's existing water system, acquire all necessary easements and rights-of-way ("Easements") and convey such Facilities and Easements to the Applicant.

The Application further reveals that Seneca Light and Water (SL&W) is authorized to serve the proposed development and has agreed to only serve this multi-family development by means of a master meter. However, SL&W has authorized the Applicant to own and operate further distribution to the proposed units.

THE PROPOSED SCHEDULE OF RATES AND CHARGES ARE SET FORTH BELOW
(The complete rate schedule is available from the Company at the address below and on the Commission's website at www.psc.sc.gov)

DOCKET NO. 2008-173-W
NOTICE OF FILING AND HEARING
PAGE 3

A copy of the Company's Application, including all of its proposed schedule of rates and charges, can be obtained from the Commission at the following address: Public Service Commission of South Carolina, Docketing Department, P.O. Drawer 11649, Columbia, South Carolina 29211. Additionally, Jacabb's Application is available on the Commission's website at www.psc.sc.gov.

In order for testimony and evidence to be received from all interested parties, a public hearing will be held in the Commission's Hearing Room, Synergy Business Park, 101 Executive Center Dr., Columbia, S.C. on **Thursday, September 4, 2008 at 10:30 a.m.**

Any person who wishes to participate in this matter, as a party of record with the right of cross-examination should file a Petition to Intervene in accordance with the Commission's Rules of Practice and Procedure, on or before **June 9, 2008** and indicate the amount of time required for his presentation. Please include an email address for receipt of future Commission correspondence in the Petition to Intervene. *Please refer to Docket No. 2008-173-W.*

Any person who wishes to testify and present evidence at the hearing should notify, in writing, the Docketing Department at the address below, the Office of Regulatory Staff, at 1441 Main Street, Suite 300, Columbia, South Carolina 29201 and James S. Eakes, Allen and Eakes, Post Office Box 1405, Anderson, South Carolina 29622 on or before **June 9, 2008**, and indicate the amount of time required for the presentation. *Please refer to Docket No. 2008-173-W.*

Any person who wishes to request a hearing in his or her county of residence should notify before July 8, 2008, in writing, the Docketing Department at the address below, the Office of Regulatory Staff, at 1441 Main Street, Suite 300, Columbia, South Carolina 29201 and James S. Eakes, Esquire, Allen and Eakes, Post Office Box 1405, Anderson, South Carolina 29622. *Please refer to Docket No. 2008-173-W.*

Any person, who wishes to be notified of any change in the hearing date, but does not wish to present testimony or be a party of record, may do so by notifying the Docketing Department in writing at the address below on or before **June 9, 2008**. *Please refer to Docket No. 2008-173-W.*

PLEASE TAKE NOTICE: Any person who wishes to have his or her comments considered as part of the official record of this proceeding **MUST** present such comments, in person, to the Commission during the hearing.

Persons seeking information about the Commission's Procedures should contact the Commission in Columbia at 803-896-5100.

Public Service Commission of South Carolina
Attn: Docketing Department
Post Office Drawer 11649
Columbia, SC 29211

cba